TITLE 326 AIR POLLUTION CONTROL BOARD

#99-094(APCB)

SUMMARY/RESPONSE TO COMMENTS FROM THE SECOND COMMENT PERIOD

The Indiana Department of Environmental Management (IDEM) requested public comment from June 1, 1999, through June 30, 1999, on IDEM's draft rule language. IDEM received comments from the following parties:

Environmental Resources Management Division, Department of Public Works, City of Indianapolis (ERMD)

Following is a summary of the comments received and IDEM's responses thereto.

Comment: The ERMD supports the revision to 326 IAC 18-1-6 and believes the proposed rule additions will help eliminate confusion within the regulated community. The ERMD supports the addition of subsection (e) for state administered testing for an applicant independent of the training course provider, however a policy concerning the procedures for choosing the applicant and the method of testing should be established.

Response: The department published a non-rule policy document Air-019-NPD titled "Current Operation Policy for IDEM-Administered Asbestos Examinations" in the November 1, 1998, Indiana Register. This policy was originally adopted on August 14, 1998, and sets the policy for the department's administration of asbestos testing.

Comment: The ERMD is concerned about the requirements to maintain incomplete renewal applications for one (1) year. A complete renewal application should not be difficult for the previously licensed applicant to submit and should expire within a period of three (3) or six (6) months, so IDEM's workload does not become overburdened with incomplete applications.

Response: The department's current policy of maintaining the incomplete applications for one (1) year is being added to the rule as a clarification. This subsection was promulgated into 326 IAC 18-1-5 (initial license application) in 1998 and is being added to 326 IAC 18-1-6 for consistency. This procedure has not been a burden to the department.